

THIS OPINION WAS NOT WRITTEN FOR PUBLICATION

The opinion in support of the decision being entered today (1) was not written for publication in a law journal and (2) is not binding precedent of the Board.

Paper No. 46

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

ROGER K. MAES and STEPHEN J. SPATZ¹
Junior Party,

v.

PAULUS J. A. SONDERMEIJER and MARTHA J. WILLEMSE²
Senior Party

Patent Interference No. 104,074

Before CAROFF, HANLON and LORIN, Administrative Patent Judges

LORIN, Administrative Patent Judge.

JUDGMENT

Pursuant to 37 CFR § 1.138, Maes et al., the junior party, has expressly abandoned application 08/430,112 (see paper no. 45). This is being treated as a request for entry of an adverse judgment against Maes et al. as to all claims

¹ Application 08/430,122, filed April 24, 1995.

² Application 08/504,617, filed July 20, 1995. Assignors to Akzo Nobel N.V..

Patent Interference No. 104,074

corresponding to the count. See 37 CFR §1.662 (a). Accordingly, judgment is hereby entered as follows:

Judgment as to the subject matter of the sole count in issue (count 1) is hereby awarded to Sondermeijer et al., the senior party.

Maes et al. are not entitled to a patent containing their claims 1-15, 20 and 21 corresponding to the count.

On the record before us in this interference, Sondermeijer et al. are entitled to a patent containing claims 18-46.

MARC L. CAROFF)	
Administrative Patent Judge)	
)	
)	
)	BOARD OF PATENT
ADRIENE LEPIANE HANLON)	APPEALS
Administrative Patent Judge)	AND
)	INTERFERENCES
)	
)	
HUBERT C. LORIN)	
Administrative Patent Judge)	